

Message Text

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PAGE 01 BRUSSE 12537 261628Z
ACTION EUR-12

INFO OCT-01 ARA-14 IO-14 ISO-00 AGRE-00 CEA-01 CIAE-00
COME-00 DODE-00 EB-08 FRB-01 H-02 INR-10 INT-05
L-03 LAB-04 NSAE-00 NSC-05 PA-02 CTME-00 AID-05
SS-15 STR-07 ITC-01 TRSE-00 ICA-20 SP-02 SOE-02
OMB-01 DOE-15 AF-10 EA-12 NEA-11 /183 W
-----045789 262009Z /70

R 261620Z JUN 78
FM AMEMBASSY BRUSSELS
TO SECSTATE WASHDC 7500
INFO ALL EC CAPITALS
USMISSION GENEVA
AMEMBASSY BRASILIA

UNCLAS BRUSSELS 12537

USEEC

PASS AGRICULTURE ELECTRONICALLY
PARIS ALSO FOR USOECD
GENEVA ALSO FOR USMTN

E.O. 11652: N/A
TAGS: EAGR, EEC
SUBJ: BAN ON ITALIAN IMPORTS OF BRAZILIAN ORANGE JUICE
FROM OTHER EC MEMBER STATES

REF: EC A-320, AUGUST 11, 1975

1. THE EC COMMISSION RECENTLY ADOPTED A DECISION
AUTHORIZING ITALY NOT TO APPLY COMMUNITY TREATMENT TO
BRAZILIAN ORANGE JUICE IMPORTED INTO THE COMMUNITY AND
PUT INTO FREE CIRCULATION BY OTHER MEMBER STATES. THE
COMMISSION IS AUTHORIZED TO PERMIT ITALY TO TAKE THIS
PROTECTIVE MEASURE UNDER PROVISIONS OF ARTICLE 115 OF THE
TREATY, SUBJECT TO CONDITIONS OF A COMMISSION DECISION
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DATED MAY 21, 1971 (O.J. L 121) RELATIVE TO IMPORTS OF
CERTAIN PRODUCTS FROM THIRD COUNTRIES.

2. ACCORDING TO COMMISSION OFFICIALS, ITALIAN IMPORTS OF
BRAZILIAN ORANGE JUICE FROM OTHER MEMBER STATES HAVE
CAUSED SERIOUS DIFFICULTIES IN THE INDUSTRIAL SECTOR
CONCERNED, INCLUDING A DROP IN PRODUCTION AND EMPLOYMENT

AND A PROGRESSIVE DECLINE IN MARKET SHARE. THEY ALSO SAY THAT FOR ALL PRACTICAL PURPOSES, ITALIAN IMPORTS OF ORANGE JUICE FROM THIRD COUNTRIES IS PROHIBITED. HOWEVER, ON RARE OCCASIONS IMPORT CERTIFICATES ARE GRANTED FOR IMPORTS OF ORANGE JUICE, BUT ONLY WITH THE APPROVAL OF AN ITALIAN CONSULTATIVE COMMITTEE MADE UP OF REPRESENTATIVES FROM THE MINISTRIES OF FOREIGN AFFAIRS AND AGRICULTURE. ALTHOUGH COMMISSION OFFICIALS ASSURED US THAT INTRODUCTION OF THE CURRENT PROTECTIVE MEASURES ONLY APPLIES TO ITALIAN IMPORTS OF BRAZILIAN ORANGE JUICE, THEY COULD NOT GIVE US CONVINCING ARGUMENTS THAT SUCH A MEASURE COULD NOT BE APPLIED TO ORANGE JUICE IMPORTS FROM OTHER THIRD COUNTRIES.

3. THE COMMUNITY'S CAP ON PROCESSED FRUIT AND VEGETABLES (REF AIRGRAM) PERMIT MEMBER STATES TO MAINTAIN THEIR NATIONAL MEASURES RELATIVE TO IMPORTS OF CITRUS JUICES, EXCEPT GRAPEFRUIT JUICE. THE BASIC LEGISLATION STIPULATES THAT MEMBER STATES COULD MAINTAIN, UNTIL DECEMBER 31, 1977, NATIONAL MEASURES AFFECTING IMPORTS OF CITRUS JUICES, EXCEPT GRAPEFRUIT JUICE, WHICH WERE APPLICABLE ON JANUARY 1, 1975. FURTHERMORE, SUCH MEASURES ARE TO CONTINUE IN THE ABSENCE OF A COUNCIL DECISION TO INTRODUCE A NEW SYSTEM BEFORE THAT DATE. SINCE THE COUNCIL DID NOT INTRODUCE ANY SUCH SYSTEM PRIOR TO DECEMBER 31, 1977, MEMBER STATES ARE PERMITTED TO CONTINUE UNCLASSIFIED

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TO MAINTAIN THEIR RESPECTIVE NATIONAL MEASURES AFFECTING IMPORTS OF CITRUS JUICES. HINTON

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